IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION NO.3480 OF 2004

Mohammad Idris Munna Qureshi, .. Applicant.

Vs

The State of Maharashtra, .. Respondent

Mr K.S.Patil, for the applicant.

Mr R.V.Mirza, APP for the respondent.

CORAM : D.B.BHOSALE,J.

DATE : 3rd September, 2004.

PC:

1. Heard Mr.Patil, learned counsel for the applicant and Mr.Mirza, learned A.P.P for the respondent.

2. By this application, the applicant prayed for relaxation of the conditions imposed by the Sessions Court while enlarging him on bail pending revision application filed against the judgment and order dated 31.7.2004 passed by the learned Addl. Chief Metropolitan Magistrate, 47th Court, Esplanade, Mumbai. By the impugned order, the applicant has been directed to attend Cuffe Parade Police Station everyday between 7 to 9 pm till disposal of the revision and not to leave the city of Mumbai without prior permission of the Court.

3. The crime for which the applicant has been convicted took place on 1.2.2001. The applicant was on bail pending trial. There was no such condition imposed on the applicant pending trial. He has now been convicted and sentenced to suffer R.I for 3 months. Keeping that in view and considering the overall facts and circumstances of the case, in my opinion, the condition imposed is harsh and, therefore, needs to be modified. Hence, I pass the following order.

(a) The applicant shall attend the concerned police station on 1st Saturday of every month between 6 pm and 7 pm and shall keep informed the concerned police station in writing whenever he would leave the city of Mumbai. Rest of the order shall remain unaltered.

. The application is disposed of.

(D.B.BHOSALE, J.)